



April 6, 2001

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## ENGROSSED HOUSE BILL No. 2100

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DIGEST OF HB 2100 (Updated April 4, 2001 5:30 PM - DI 98)

**Citations Affected:** IC 12-15; noncode.

**Synopsis:** Immunization data registry. Requires the office of Medicaid policy and planning (OMPP) to develop an immunization data registry. Allows OMPP to delegate the authority for the development of the registry to a for-profit or nonprofit agency that, working in conjunction with the state department of health, demonstrates the ability to generate matching funds sufficient to develop the registry. Specifies that the parent or guardian of a child may elect not to have the child's immunization records included in the registry by completing and filing a written exemption form. Requires OMPP to apply for approval and funding from the United States Department of Health and Human Services for the development, implementation, and maintenance of the immunization data registry. Requires OMPP to develop guidelines for providers to use in reporting immunization data to the immunization data registry.

**Effective:** July 1, 2001.

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### Budak, Crosby, Becker, Goeglein

(SENATE SPONSORS — SERVER, SIMPSON)

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January 17, 2001, read first time and referred to Committee on Public Health.  
January 31, 2001, reported — Do Pass.  
February 1, 2001, referred to Committee on Ways and Means pursuant to House Rule 127.  
February 26, 2001, amended, reported — Do Pass.  
March 5, 2001, read second time, ordered engrossed. Engrossed.  
March 6, 2001, read third time, passed. Yeas 93, nays 0.

#### SENATE ACTION

March 15, 2001, read first time and referred to Committee on Health and Provider Services.  
April 5, 2001, amended, reported favorably — Do Pass.

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EH 2100—LS 7275/DI 97+



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April 6, 2001

First Regular Session 112th General Assembly (2001)

PRINTING CODE. Amendments: Whenever an existing statute (or a section of the Indiana Constitution) is being amended, the text of the existing provision will appear in this style type, additions will appear in **this style type**, and deletions will appear in ~~this style type~~.

Additions: Whenever a new statutory provision is being enacted (or a new constitutional provision adopted), the text of the new provision will appear in **this style type**. Also, the word **NEW** will appear in that style type in the introductory clause of each SECTION that adds a new provision to the Indiana Code or the Indiana Constitution.

Conflict reconciliation: Text in a statute in *this style type* or ~~this style type~~ reconciles conflicts between statutes enacted by the 2000 General Assembly.

## ENGROSSED HOUSE BILL No. 2100

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A BILL FOR AN ACT to amend the Indiana Code concerning health.

*Be it enacted by the General Assembly of the State of Indiana:*

1 SECTION 1. IC 12-15-41 IS ADDED TO THE INDIANA CODE  
2 AS A **NEW** CHAPTER TO READ AS FOLLOWS [EFFECTIVE  
3 JULY 1, 2001]:

4 **Chapter 41. Immunization Data Registry**

5 **Sec. 1. (a) The office shall develop an immunization data**  
6 **registry.**

7 **(b) The office may delegate the authority for the development**  
8 **of the immunization data registry required under subsection (a) to**  
9 **a for-profit or nonprofit agency that, working in conjunction with**  
10 **the state department of health under IC 16-38-5-1, demonstrates**  
11 **the ability to generate matching funds sufficient to develop the**  
12 **registry.**

13 **Sec. 2. A provider may provide a recipient's immunization data**  
14 **to the immunization data registry. However, the parent or**  
15 **guardian of a child may elect not to have the child's immunization**  
16 **records included in the immunization data registry if the parent**  
17 **completes and files with the office a written exemption form**

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1 prescribed by the office.

2 **Sec. 3. (a) Records maintained as part of the immunization data**  
3 **registry are confidential.**

4 **(b) The office may release confidential information concerning**  
5 **individual immunization recipient records to the immunization**  
6 **data registry of another state, a provider, or a nonprofit agency if**  
7 **the following conditions are met:**

8 **(1) The other state registry, the provider, or the nonprofit**  
9 **agency has entered into an agreement with the office.**

10 **(2) The agreement provides that information that identifies a**  
11 **recipient will not be released to any other person without the**  
12 **written consent of the recipient.**

13 **Sec. 4. The office shall adopt rules under IC 4-22-2 to implement**  
14 **this chapter.**

15 **SECTION 2. [EFFECTIVE JULY 1, 2001] (a) The office of**  
16 **Medicaid policy and planning shall apply to the United States**  
17 **Department of Health and Human Services for:**

18 **(1) approval; and**

19 **(2) federal financial participation;**

20 **under section 1903 of title XIX of the federal Social Security Act**  
21 **(42 U.S.C. 1396b) for planning, design, development, installation,**  
22 **and continued operation of the immunization data registry**  
23 **developed under IC 12-15-41, as added by this act.**

24 **(b) This SECTION expires July 1, 2003.**

25 **SECTION 3. [EFFECTIVE JULY 1, 2001] (a) Not later than**  
26 **January 1, 2002, the office of Medicaid policy and planning shall**  
27 **establish guidelines that providers may use to report immunization**  
28 **data to the immunization data registry developed under**  
29 **IC 12-15-41, as added by this act.**

30 **(b) This SECTION expires January 1, 2003.**

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## COMMITTEE REPORT

Mr. Speaker: Your Committee on Public Health, to which was referred House Bill 2100, has had the same under consideration and begs leave to report the same back to the House with the recommendation that said bill do pass.

BROWN C, Chair

Committee Vote: yeas 14, nays 0.

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EH 2100—LS 7275/DI 97+



## COMMITTEE REPORT

Mr. Speaker: Your Committee on Ways and Means, to which was referred House Bill 2100, has had the same under consideration and begs leave to report the same back to the House with the recommendation that said bill be amended as follows:

Delete the title and insert:

A BILL FOR AN ACT to amend the Indiana Code concerning health.

Page 1, line 5, delete "develop an immunization data registry." and insert **"have an immunization data registry developed by delegating the authority for the development of the registry to a nonprofit agency that, working in conjunction with the state department of health under IC 16-38-5-1, demonstrates the ability to generate matching funds sufficient to develop the registry."**

Page 1, line 7, delete " with the recipient's specific" and insert **". However, the parent or guardian of a child may elect not to have the child's immunization records included in the immunization data registry if the parent completes and files with the office a written exemption form prescribed by the office."**

Page 1, delete line 8.

Page 1, line 13, delete "or a provider" and insert **", a provider, or a nonprofit agency"**.

Page 1, line 15, delete "or provider" and insert **", the provider, or the nonprofit agency"**.

Page 2, line 6, delete "State" and insert **"States"**.

Page 2, delete lines 14 through 19.

Page 2, line 20, delete "(c)" and insert **"(b)"**.

and when so amended that said bill do pass.

(Reference is to HB 2100 as printed February 1, 2001.)

BAUER, Chair

Committee Vote: yeas 24, nays 0.

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## COMMITTEE REPORT

Mr. President: The Senate Committee on Health and Provider Services, to which was referred House Bill No. 2100, has had the same under consideration and begs leave to report the same back to the Senate with the recommendation that said bill be AMENDED as follows:

Page 1, delete lines 5 through 10, begin a new paragraph and insert:

**"Sec. 1. (a) The office shall develop an immunization data registry.**

**(b) The office may delegate the authority for the development of the immunization data registry required under subsection (a) to a for-profit or nonprofit agency that, working in conjunction with the state department of health under IC 16-38-5-1, demonstrates the ability to generate matching funds sufficient to develop the registry."**

Page 1, line 11, delete "shall" and insert "**may**".

and when so amended that said bill do pass.

(Reference is to HB 2100 as printed February 27, 2001.)

MILLER, Chairperson

Committee Vote: Yeas 8, Nays 0.

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